

PROCEEDINGS OF THE COMMON COUNCIL  
IN REGULAR SESSION  
TUESDAY           , JULY 12           , 19 77

CITY OF FORT WAYNE, INDIANA  
JOURNAL OF THE PROCEEDINGS  
OF THE COMMON COUNCIL

The Common Council of the City of Fort Wayne met in the Council

Chambers Tuesday            evening July 12 A.D., 19 77, in  
Regular Session. President John Nuckols in the chair,  
and Charles W. Westerman Clerk, at the desk, present the following

members                                          viz:

BURNS ✓, HINGA ✓, HUNTER ✓ 8/1  
MOSES ✓, NUCKOLS ✓, DONALD SCHMIDT ✓  
VIVIAN SCHMIDT ✓, STIER ✓, TALARICO ✓  
ABSENT                                         

COUNCILMAN                                         ,                                         ,                                         ,  
                                        ,                                         ,                                         

The invocation was given by                                         

Received report from the City Controller for the month of June,  
19 77. Motion made and carried that report be made a matter of record and placed  
on file.

The minutes of the last Regular June 28, 19 77,  
                                        , 19           ,  
Special                                         , 19           ,

Session having been delivered to the Council, were, on motion, approved and  
published.

## CITY CONTROLLER'S AND CITY TREASURER'S MONTHLY FINANCIAL STATEMENT

MONTH OF JUNE, 1977

MADE A MATTER OF RECORD  
DATE 7-12-77 CHARLES W. WESTERMAN, CITY CLERK

FUNDS	BEGINNING BALANCE	RECEIPTS FOR MONTH	TOTAL BALANCE AND RECEIPTS	DISBURSED TO DATE	DISBURSED FOR MONTH	TOTAL DISBURSED	CONTROLLER'S ENDING BALANCE
GENERAL FUND	2,654,868.34	3,501,783.53	6,156,651.87	5,319,575.02	1,583,358.15	7,902,933.17	4,573,293.72
ELECTRIC	47,888.81	3,921,269.88	3,969,158.69	7,774,436.25	3,552,414.39	11,726,850.64	16,744.30
WATER	59,300.72	910,673.94	951,373.22	5,351,297.65	827,719.07	6,219,018.32	23,652.55
SEWER	103,589.76	8,949,641.38	9,053,231.14	26,728,037.44	9,011,420.04	35,739,456.48	41,812.10
CIVIL CITY PAYROLL FUND	72,155.95	1,262,185.74	1,334,341.69	5,505,903.95	1,213,011.43	7,118,915.38	121,330.26
COOPER TRUST FUND	189.64	0.00	189.64	0.00	0.00	0.00	189.64
R-51 ANTHONY WAYNE BANK	1,725.12	0.00	1,725.12	186,050.66	400.00	186,450.66	1,325.12
REDEVELOPMENT/W. MAIN ST. PROJ	50,560.84	1,000,000.00	1,080,960.84	2,154,120.35	1,034,865.34	3,188,985.69	46,095.50
CETA	66,434.38	1,150,591.32	1,084,156.94	2,651,640.34	751,497.11	3,403,137.45	332,659.83
AVIATION	160,718.18	215,996.16	376,714.34	978,536.51	224,279.43	1,202,815.94	152,434.91
PARK GENERAL	102,474.84	1,075,632.00	1,178,106.84	2,188,683.90	1,032,340.75	3,221,024.65	145,766.09
PARK TRUST	30,408.96	235,733.48	266,142.34	801,248.28	226,020.99	1,027,269.27	40,121.35
REDEVELOPMENT GENERAL	34,624.86	12,227.59	46,852.45	39,713.14	9,048.97	48,762.11	37,803.48
R-53 REVOLVING FUND	16,294.18	16,257.98	32,552.16	41,624.98	9,046.52	50,971.50	23,505.64
REDEVELOPMENT DIST. BOND FUND	38,485.68	124,033.02	162,518.70	74,000.00	161,869.48	235,869.48	649.22
MOTOR VEHICLE HIGHWAY FUND	494,302.29	175,075.28	673,377.57	1,508,246.26	219,388.82	1,727,635.08	453,988.75
	3,879.62	0.00	9,879.62	0.00	0.00	0.00	9,879.62
E.E.O.C.-706 CONTRACT	24,650.70	0.00	24,650.70	14,754.54	3,076.90	17,831.44	21,573.80
PARKING ADMINISTRATION	28,522.92	102,368.45	131,291.37	264,137.55	24,424.72	288,562.27	106,866.65
PUBLIC LIGHTING	115,563.39	0.00	119,563.39	14,402.92	6,857.09	21,260.01	126,440.48
REVENUE SHARING TRUST FUND	115,628.52	352,432.87	472,061.39	4,120,397.67	296,014.37	4,416,412.04	176,047.02
ANTI RECESSION PWJP	153,326.17	0.00	153,326.17	235,289.85	34,343.32	269,643.17	118,982.85
HUMANE TRUST	9,887.00	1,587.00	11,474.00	5,384.89	1,269.24	6,654.13	10,204.76
LOCAL RD. & STS.	426,169.30	844,989.58	1,271,158.89	824,449.50	620,822.48	1,445,271.98	650,336.40
MUNICIPAL UTILITIES PENSION	10,499.27	9,349.30	19,848.57	47,922.07	9,271.30	57,193.37	10,577.27
FIRE PENSION FUND	145,298.94	230,263.85	375,562.79	539,297.50	107,288.96	646,586.46	22,324.05
POLICE PENSION FUND	93,789.33	242,046.55	335,835.88	558,119.16	115,108.50	673,227.66	33,148.72
SANITARY OFFICERS PENSION	8,237.82	15,065.64	23,303.46	30,229.56	5,765.30	35,994.86	17,533.16
FORT WAYNE ART SCHOOL	112.02	0.00	112.02	0.00	0.00	0.00	112.02
REDEVELOPMENT DISTRICT CAPITAL	413,059.55	0.00	413,059.55	60,683.88	5,445.90	66,129.78	407,613.65
CUMULATIVE CAPITAL IMPROVEMENT	147,112.42	414,021.45	561,133.87	4,593.42	177,790.00	182,383.42	89,119.03
FINE ARTS FOUNDATIONS	1,489.84	7,817.59	9,307.43	11,800.00	0.00	11,800.00	9,307.43
ACCIDENT REPORT ACCOUNT	18,597.03	2,104.00	20,801.03	4,923.96	3,827.69	8,751.65	16,973.34
PAYROLL PENSION FUND	744.81	225,841.26	226,586.17	1,122,100.56	226,586.17	1,348,686.73	0.00
CRIME PREVENTION BUREAU TRUST	45.90	0.00	45.90	17.10	0.00	17.10	45.90
FT. WAYNE FIREFIGHTING FUND	142,102.40	7,000.00	149,102.40	152,231.17	100,000.00	252,231.17	49,102.40
PARK CLW, BLDG. FUND	790.25	162,024.62	162,814.87	455,950.00	160,000.00	615,950.00	2,814.87
SUB. IPA GRANT	0.00	0.00	0.00	93.94	0.00	93.94	0.00
IND. A-14 REDEVELOPMENT	9,679.01	0.00	9,679.01	1,397.69	0.00	1,397.69	9,679.01
OMNIBUS CRIME CONTROL	67,545.33	0.00	67,545.33	42,836.80	13,431.61	56,268.41	54,113.75
CETA PAYROLL FUND	40,544.82	571,362.37	611,907.19	2,262,152.56	720,484.17	2,982,636.73	189,666.62
JUNK CAR FUND	6,053.97	1,999.50	8,053.47	1,416.17	144.00	1,560.17	7,909.47
INNER CITY STORM RELIEF PROJ.	1,227.35	0.00	1,227.35	0.00	0.00	0.00	1,227.35
STREET BOND FUND/1975	479,984.71	806.00	480,790.71	715,887.72	100,272.00	816,159.72	380,518.71
STREET BOND RETIREMENT	53,287.58	86,600.93	139,888.51	103.08	196,097.50	196,200.58	160,784.15
FEDERAL REVOLVING FUND	31,461.50	7,400.00	38,861.50	34,243.31	18,628.65	52,871.96	20,232.85

## CITY CONTROLLER'S AND CITY TREASURER'S FINANCIAL STATEMENT

JUNE, 1977

INVESTMENTS	BEGINNING BALANCE	RECEIPTS FOR MONTH	TOTAL BALANCE & RECEIPTS	DISBURSED TO DATE	DISBURSED FOR MONTH	TOTAL DISBURSED	CONTROLLER'S ENDING BALANCE
(12) Utilities Elec.	2,900,000.00-	2,750,000.00	150,000.00-	6,250,000.00	3,400,000.00	9,650,000.00	3,550,000.00-
(13) Utilities Water	750,000.00-	250,000.00	500,000.00-	2,400,000.00	250,000.00	2,650,000.00	750,000.00-
(14) Utilities Sewer	8,750,000.00-	8,500,000.00	250,000.00-	22,800,000.00	8,400,000.00	31,200,000.00	8,650,000.00-
(17) R-51 AWB	95,000.00-		95,000.00-	185,000.00		185,000.00	95,000.00-
(18) Red. W. Main St.	1,200,000.00-	1,000,000.00	200,000.00-	1,850,000.00	1,000,000.00	2,850,000.00	1,200,000.00-
(20) Aviation	125,000.00-	125,000.00		425,000.00	150,000.00	575,000.00	150,000.00-
(21) Park General	400,000.00-	400,000.00		900,000.00	725,000.00	1,175,000.00	725,000.00-
(22) Park Trust	205,000.00-	205,000.00		685,000.00	200,000.00	1,335,000.00	200,000.00-
(26) Red. Dist. Bond	74,000.00-	74,000.00		74,000.00	53,000.00	127,000.00	53,000.00-
(28) M V H	225,000.00-		225,000.00-	525,000.00	50,000.00	575,000.00	275,000.00-
(32) Parking Adm.	75,000.00-	75,000.00		250,000.00		250,000.00	
(34) Rev. Sharing	350,000.00-	350,000.00		1,050,000.00		1,050,000.00	
(36) Anti Rec.				190,000.00		190,000.00	
(38) Local Rd. & Sts.	250,000.00-	250,000.00		450,000.00	600,000.00	1,050,000.00	600,000.00-
(54) Ft. Wayne Firefighting				100,000.00	100,000.00	200,000.00	100,000.00-
(55) Park Cumm.	159,000.00-	159,000.00		452,000.00	160,000.00	612,000.00	160,000.00-
(80) St. Bond Fund				550,000.00	100,000.00	650,000.00	100,000.00-
(99) Investments	4,775,000.00-	3,025,000.00	1,750,000.00-	10,599,000.00	5,200,000.00	15,799,000.00	6,950,000.00-
<b>TOTAL</b>	<b>20,333,000.00-</b>	<b>17,163,000.00</b>	<b>3,170,000.00-</b>	<b>49,735,000.00</b>	<b>20,388,000.00</b>	<b>70,123,000.00</b>	<b>23,558,000.00-</b>

## CITY CONTROLLER'S AND CITY TREASURER'S MONTHLY FINANCIAL STATEMENT

MONTH OF JUNE , 1977

FUNDS	BEGINNING BALANCE	RECEIPTS FOR MONTH	TOTAL BALANCE AND RECEIPTS	DISBURSED TO DATE	DISBURSED FOR MONTH	TOTAL DISBURSED	CONTROLLER'S ENDING BALANCE
COMMUNITY RENEWAL PROGRAM	11,352.81-	8,894.48	2,458.33-	7,106.02	1,043.85	8,149.87	3,502.18-
IPA	0.00	0.00	0.00	58.43	0.00	58.43	0.00
E.D.A. GRANT	37,701.79	0.00	37,701.79	22,984.23	5,775.61	28,759.84	31,926.18
COMMUNITY DEVELOPMENT GRANT	23,213.16	90,000.00	113,213.16	435,130.10	100,938.59	536,068.69	12,274.57
RECREATIONAL SUPPORT PROGRAM	3,182.55	0.00	3,182.55	319.43	0.00	319.43	3,182.55
INVESTMENTS	4,775,000.00-	3,025,000.00	1,750,000.00-	10,599,000.00	5,200,000.00	15,799,000.00	6,950,000.00-
BARR ST. RIVERBANK IMP.-CD&P	3,964.60	0.00	3,964.60	0.00	0.00	0.00	3,964.60
TOTAL	359,260.08	28,966,076.84	29,325,336.92	85,332,839.51	28,511,389.01	113,844,228.52	813,947.91



## THE CITY OF FORT WAYNE

CITY-COUNTY BUILDING • ONE MAIN STREET • FORT WAYNE, INDIANA 46802

office of the mayor

June 30, 1977

To the Common Council  
Gentlemen and Mrs. Schmidt:

Today, June 30, 1977, I have approved the following ordinances passed by Common Council at its regular meeting on June 28, 1977.

(Bill No. A-77-06-01)  
APPROPRIATION ORDINANCE NO. A-13-77

AN ORDINANCE transferring certain funds from the Park General Fund to Services Contractual

(Bill No. S-77-06-03)  
SPECIAL ORDINANCE NO. S-111-77

AN ORDINANCE approving a certain bid document for five snow plows for the Street Department

(Bill No. S-77-06-05)  
SPECIAL ORDINANCE NO. S-112-77

AN ORDINANCE approving the allocation of funds and approving the acquisition and renovation of two properties to be used as the East Central Neighborhood Center

(Bill No. S-77-06-06)  
SPECIAL ORDINANCE NO. S-113-77

AN ORDINANCE approving an installment purchase agreement with Xerox Corporation

(Bill No. S-77-06-07)  
SPECIAL ORDINANCE NO. S-114-77

AN ORDINANCE approving an Agreement to Purchase by Mr. and Mrs. Leo J. Klier

MADE A MATTER OF RECORD  
DATE 7-12-77 CHARLES W. WESTERMAN, CITY CLERK



(Bill No. S-77-06-08)  
SPECIAL ORDINANCE NO. S-115-77

AN ORDINANCE approving a lease contract with Norfolk and Western Railway Company for automobile parking

(Bill No. G-77-06-09)  
GENERAL ORDINANCE NO. G-22-77

AN ORDINANCE authorizing expenditure from the Park Cumulative Building Fund

(Bill No. G-77-04-08)  
GENERAL ORDINANCE NO. G-23-77

AN ORDINANCE amending General Ordinance No. G-97 by authorizing the vacation of a certain alley and street

(Bill No. G-77-06-15)  
GENERAL ORDINANCE NO. G-24-77

AN ORDINANCE amending The Code of the City of Fort Wayne, Indiana of 1974, by adding a new subsection thereto

(Bill No. Z-77-04-26)  
ZONING MAP ORDINANCE NO. Z-13-77

AN ORDINANCE amending the City of Fort Wayne Zoning Map No. F-5

(Bill No. S-77-06-17)  
SPECIAL ORDINANCE NO. S-116-77

AN ORDINANCE approving a proposal to construct improvements to railroad-street grade crossings from Turnbull-Green and Associates, Inc.

(Bill No. S-77-06-18)  
SPECIAL ORDINANCE NO. S-117-77

AN ORDINANCE approving a certain bid document for purchase of five one-ton trucks for the Street Department

(Bill No. S-77-06-19)  
SPECIAL ORDINANCE NO. S-118-77

AN ORDINANCE approving a certain bid document for purchase of five dump bodies for one-ton trucks for the Street Department

(Bill No. S-77-06-20)  
SPECIAL ORDINANCE NO. S-119-77

AN ORDINANCE approving a blanket purchase of office supplies for the Office Services Department

(Bill No. S-77-06-21)  
SPECIAL ORDINANCE NO. S-120-77

AN ORDINANCE approving a blanket contract for copper pipe for the Water Maintenance & Service Department

(Bill No. S-77-06-22)  
SPECIAL ORDINANCE NO. S-121-77

AN ORDINANCE approving a certain bid document for office supplies for the Office Services Department

(Bill No. S-77-06-23)  
SPECIAL ORDINANCE NO. S-122-77

AN ORDINANCE approving a contract with CLOW CORPORATION for materials for the Water Maintenance & Service Department

(Bill No. S-77-06-24)  
SPECIAL ORDINANCE NO. S-123-77

AN ORDINANCE approving a contract for blanket purchase of office supplies for the Office Services Department

Respectfully yours,

  
Robert E. Armstrong  
Mayor



## THE CITY OF FORT WAYNE

### COMMUNITY DEVELOPMENT & PLANNING

CITY-COUNTY BUILDING • ONE MAIN STREET • FORT WAYNE, INDIANA 46802

June 28, 1977

#### COMMUNICATIONS FROM CITY PLAN COMMISSION

The Common Council of the  
City of Fort Wayne  
City-County Building  
One Main Street  
Fort Wayne, Indiana 46802

Gentlemen and Mrs. Schmidt:

Attached hereto is the recommendation of the City Plan Commission on one (1) ordinance concerning the amendment of the Zoning Ordinance (General Ordinance Number 2836, amending Chapter 36 of the Municipal Code of the City of Fort Wayne, Indiana, 1946). The proposed ordinance is designated as:

Bill No. Z-77-05-09

Respectfully submitted,

CITY PLAN COMMISSION

Certified and signed this  
28th day of June, 1977.

Joseph N. Adair  
Secretary

MADE A MATTER OF RECORD  
DATE 9-16-77 CHARLES W. WESTERMAN, CITY CLERK



## THE CITY OF FORT WAYNE

COMMUNITY DEVELOPMENT & PLANNING

CITY-COUNTY BUILDING • ONE MAIN STREET • FORT WAYNE, INDIANA 46802

June 28, 1977

Members of the Common Council  
City-County Building  
One Main Street  
Fort Wayne, Indiana 46802

Gentlemen and Mrs. Schmidt:

Attached hereto is a resolution pertaining to a zoning ordinance amendment acted upon by the City Plan Commission at their regular meeting held June 27, 1977. In addition to the reasons outlined in the resolution the following are additional remarks pertaining to the ordinance.

1. Bill No. Z-77-08-09
2. From "R2" and "R3" to "R1"
3. Intended Use: Stabilization of the neighborhood
4. Plan Commission Recommendation: DO PASS

This ordinance received a DO PASS recommendation for the following reason:

- a. The requested change will aid in the stabilization of a predominantly single family neighborhood

If there are any questions with regard to this ordinance, please feel free to call on us.

Respectfully submitted

COMMUNITY DEVELOPMENT AND PLANNING  
Division of Long Range Planning  
and Zoning

Gary F. Baeten  
Land Use Administrator

GFB:pr  
ATT.

RESOLUTION OF ZONING ORDINANCE AMENDMENT RECOMMENDATION

WHEREAS, the Common Council of the City of Fort Wayne, Indiana, on May 10, 1977, referred a proposed zoning map amendment to the City Plan Commission which proposed ordinance was designated as Bill No. Z-77-05-09; and,

WHEREAS, the required notice of public hearing on such proposed ordinance has been published as required by law; and,

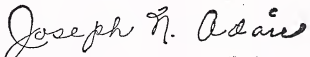
WHEREAS, the City Plan Commission conducted a public hearing on such proposed ordinance on June 20, 1977;

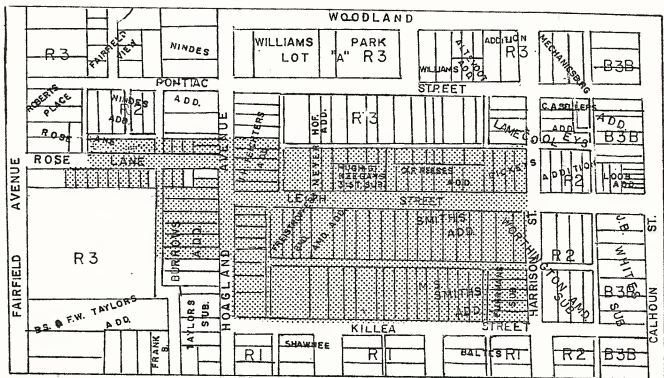
NOW THEREFORE, BE IT RESOLVED that the City Plan Commission does hereby recommend that such proposed ordinance DO PASS for the reasons that a need has been shown for the Land Use Plan to be amended, the amendment will be in the best interest of and benefit to the area involved and of and to the City, and the amendment will not be detrimental to and does not conflict with the overall city plan;

BE IT FURTHER RESOLVED that the Secretary is hereby directed to present a copy of this resolution to the Common Council at its next regular meeting.

This is to certify that the above is a true and exact copy of a resolution adopted at the meeting of the Fort Wayne City Plan Commission held June 27, 1977.

Certified and signed this  
28th day of June, 1977.

  
\_\_\_\_\_  
Joseph W. Adair  
Secretary



REZONE FROM R-2 & R-3 TO R-1



2-77-05-07



## THE CITY OF FORT WAYNE

COMMUNITY DEVELOPMENT & PLANNING

CITY-COUNTY BUILDING • ONE MAIN STREET • FORT WAYNE, INDIANA 46802

June 28, 1977

### COMMUNICATIONS FROM CITY PLAN COMMISSION

The Common Council of the  
City of Fort Wayne  
City-County Building  
One Main Street  
Fort Wayne, Indiana 46802

Gentlemen and Mrs. Schmidt:

Attached hereto is the recommendation of the City Plan Commission on one (1) ordinance concerning the amendment of the Zoning Ordinance (General Ordinance Number 2836, amending Chapter 36 of the Municipal Code of the City of Fort Wayne, Indiana, 1946). The proposed ordinance is designated as:

Bill No. Z-77-05-12

Respectfully submitted,

CITY PLAN COMMISSION

Certified and signed this  
28th day of June, 1977.

*Joseph N. Adair*

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Joseph N. Adair  
Secretary

MADE A MATTER OF RECORD  
DATE 7-12-77 CHARLES W. WESTERMAN, CITY CLERK



## THE CITY OF FORT WAYNE

COMMUNITY DEVELOPMENT & PLANNING

CITY-COUNTY BUILDING • ONE MAIN STREET • FORT WAYNE, INDIANA 46802

June 28, 1977

Members of the Common Council  
City-County Building  
One Main Street  
Fort Wayne, Indiana 46802

Gentlemen and Mrs. Schmidt:

Attached hereto is a resolution pertaining to a zoning ordinance amendment acted upon by the City Plan Commission at their regular meeting held June 27, 1977. In addition to the reasons outlined in the resolution, the following are additional remarks pertaining to the ordinance.

1. Bill No. Z-77-05-12
2. From "R1" to "R3"
3. Intended Use: Professional office building (Insurance)
3. Plan Commission Recommendation: DO PASS

This ordinance received a DO PASS recommendation for the following reason:

- a. The Commission feels this zoning change will merely be a continuation of an existing office project.

If there are any questions with regard to this ordinance, please feel free to call on us.

Respectfully submitted,

COMMUNITY DEVELOPMENT AND PLANNING  
Division of Long Range Planning  
and Zoning

Gary F. Baeten  
Land Use Administrator

GFB:pr.

RESOLUTION OF ZONING ORDINANCE AMENDMENT RECOMMENDATION

WHEREAS, the Common Council of the City of Fort Wayne, Indiana, on May 10, 1977, referred a proposed zoning map amendment to the City Plan Commission which proposed ordinance was designated as Bill No. Z-77-05-12; and,

WHEREAS, the required notice of public hearing on such proposed ordinance has been published as required by law; and,

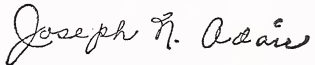
WHEREAS, the City Plan Commission conducted a public hearing on such proposed ordinance on June 20, 1977;

NOW THEREFORE, BE IT RESOLVED that the City Plan Commission does hereby recommend that such proposed ordinance DO PASS for the reasons that a need has been shown for the Land Use Plan to be amended, the amendment will be in the best interest of and benefit to the area involved and of and to the City, and the amendment will not be detrimental to and does not conflict with the overall city plan;

BE IT FURTHER RESOLVED that the Secretary is hereby directed to present a copy of this resolution to the Common Council at its next regular meeting.

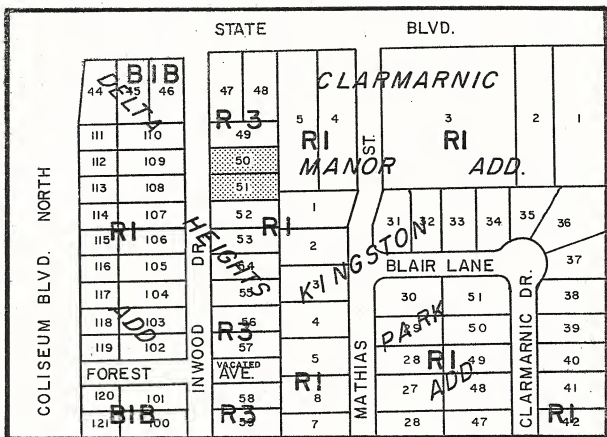
This is to certify that the above is a true and exact copy of a resolution adopted at the meeting of the Fort Wayne City Plan Commission held June 27, 1977.

Certified and signed this  
28th day of June, 1977.



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Joseph N. Adair  
Secretary



TO BE REZONED FROM R1 TO R3

2-77-05-12

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## THE CITY OF FORT WAYNE

COMMUNITY DEVELOPMENT & PLANNING

CITY-COUNTY BUILDING • ONE MAIN STREET • FORT WAYNE, INDIANA 46802

June 28, 1977

### COMMUNICATIONS FROM CITY PLAN COMMISSION

The Common Council of the  
City of Fort Wayne  
City-County Building  
One Main Street  
Fort Wayne, Indiana 46802

Gentlemen and Mrs. Schmidt:

Attached hereto is the recommendation of the City Plan Commission on one (1) ordinance concerning the vacation of right-of-way of Old Decatur Road.

The proposed ordinance is designated as:

Bill No. G-77-04-07

Respectfully submitted,

CITY PLAN COMMISSION

Certified and signed this  
28th day of June, 1977.

*Joseph N. Adair*  
\_\_\_\_\_  
Joseph N. Adair  
Secretary

MADE A MATTER OF RECORD  
DATE 7-12-77 CHARLES W. WESTERMAN, CITY CLERK



## THE CITY OF FORT WAYNE

COMMUNITY DEVELOPMENT & PLANNING  
CITY-COUNTY BUILDING • ONE MAIN STREET • FORT WAYNE, INDIANA 46802

June 28, 1977

Members of the Common Council  
City-County Building  
One Main Street  
Fort Wayne, Indiana 46802

Gentlemen and Mrs. Schmidt:

Attached hereto is a copy of a resolution pertaining to one right-of-way street vacation acted upon by the City Plan Commission at their regular meeting held May 23, 1977. In addition to the reasons outlined in the resolution, the following are additional remarks pertaining to the ordinance involved.

1. Bill No. G-77-05-07
2. Intended use: To be utilized by abutting property owners of Lot # 40 Gardenview Addition
3. Plan Commission Recommendation: DO PASS

This ordinance received a DO PASS recommendation for the following reason:

- a. The actual street has been relocated. This right-of-way is the property of the City of Fort Wayne. The petitioner cannot rezone and use public property until land goes into private ownership.

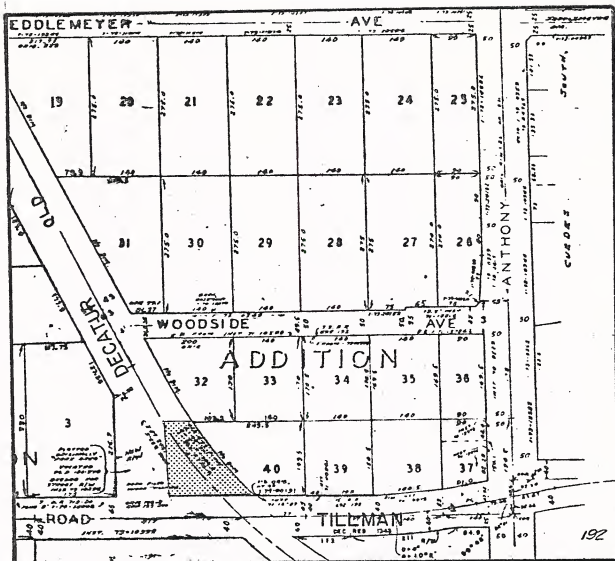
If there are any questions with regard to this ordinance please feel free to call on us.

Respectfully submitted,

COMMUNITY DEVELOPMENT AND PLANNING  
Division of Long Range Planning  
and Zoning

Gary F. Baeten  
Land Use Administrator

GFB:pr



To be vacated

3-8-77

C-14

LS.

6-77-04-07

R E S O L U T I O N

WHEREAS, LEO A. KLIER and NANCY M. KLIER, have petitioned and requested the Fort Wayne City Plan Commission to hold a public hearing upon the vacation of the following public right-of-way of Old Decatur Road, situated in Allen County, Indiana, to-wit:

Part of the former right-of-way of Decatur Road (formerly U.S. # 27) in the Southeast Quarter of Section 25, Township 30 North, Range 12 East, Allen County, Indiana, lying Westerly of and adjacent to Lot # 40 in Gardendale Addition to the City of Fort Wayne, and being more particularly described as follows, to-wit:

Beginning at the Northwest corner of Lot # 40; thence N 90°-00' W (assumed bearing) on and along the Westerly projection of the North line of said Lot # 40, a DISTANCE OF 48.1 feet to a point situated 1.0 feet East of an existing concrete sidewalk; thence S 10°-58' E, and parallel to said sidewalk, 101.0 feet to the point of curvature of a regular curve to the right having a radius of 256.2 feet; thence Southeasterly, on and along the arc of said curve and continuing 1.0 feet East of said Sidewalk, 51.1 feet (the chord of which bears S 05°-15' E for a length of 51.02 feet) to the Westerly projection of the North right-of-way line of Tillman Road as established by a dedication of right-of-way across said Lot # 40 as recorded at Document # 71-13783 in the Office of the Recorder of Allen County, Indiana; thence S 90°-00' E, on and along said Westerly projection of said North right-of-way line, being a line situated 40.0 feet (measured at right angles) North of and parallel to the centerline of Tillman Road, 153.0 feet to the Westerly line of said Lot # 40; thence Northwesterly, on and along said Westerly line, being also the Easterly right-of-way line of Decatur Road as defined by a regular curve to the right, having a radius of 1100.92 feet, an arc distance of 197.87 feet (the chord of which bears N 40°-39'-30" W, for a length of 197.6 feet) to the point of beginning, containing 0.326 acres of land

all in accordance with the terms of Section 44, Chapter 174 of the Acts of 1947 of the General Assembly of the State of Indiana, as amended by Section 3 of Chapter 385 of the Acts of 1963 of the General Assembly of the State of Indiana, Indiana Code, Section 18,7-5-46;

WHEREAS, notice of such public hearing has been given by due and proper publication thereof; and,

WHEREAS, said public hearing was held on Monday, May 16, 1977, at 7:30 o'clock p.m., and at such hearing there were no objections of any kind or character which should prevent the vacation of said public right-of-way;

WHEREAS, said vacation of right-of-way has been routed thru the following departments: Street Engineering, Traffic Engineering, Water Engineering, Water Pollution Control Engineering, Electrical Engineering, Park Board, and thru the Public Utility Companies.

NOW THEREFORE, BE IT RESOLVED by the Fort Wayne City Plan Commission that the vacation of said public right-of-way, hereinbefore described, conforms to the general policy and pattern of development set out in the Master Plan of the City of Fort Wayne, Indiana;

BE IT FURTHER RESOLVED by the Fort Wayne City Plan Commission that the vacation of said public right-of-way hereinbefore described be and the same is hereby approved.

BE IT FURTHER RESOLVED no public utility occupying and using said right-of-way or part thereof for the vacation and operation of its utility facilities shall be deprived of said use on account of these proceedings unless any said utility shall file a written consent to said vacation.

BE IT FURTHER RESOLVED that the action of the Fort Wayne City Plan Commission be forwarded to the proper governing body having jurisdiction of the vacation of right-of-ways in Allen County, Indiana.

STATE OF INDIANA )  
 ) SS:  
 COUNTY OF ALLEN )

I, Joseph N. Adair Secretary of the Fort Wayne City Plan Commission, do hereby certify that attached hereto is a full true and correct copy of a resolution adopted by the Fort Wayne City Plan Commission following a public hearing of said Commission held on May 16, 1977, and as the same appears of record in the official records of said Plan Commission.

DATED THIS 28th DAY OF June, 1977

FORT WAYNE CITY PLAN COMMISSION

*Joseph N. Adair*

\_\_\_\_\_  
 Joseph N. Adair  
 Secretary

64-220-a  
5/16/77

R E S O L U T I O N

WHEREAS, LEO A KLIER AND NANCY M. KLIER, have petitioned and requested the Fort Wayne City Plan Commission to hold a public hearing upon the vacation of the following public street, in Allen County, Indiana, to-wit:

Part of the former right-of-way of Decatur Road (formerly U. S. # 27) in the Southeast Quarter of Section 25, Township 30 North, Range 12 East, Allen County, Indiana, lying Westerly of and adjacent to Lot # 40 in Gardendale Addition to the City of Fort Wayne, and being more particularly described as follows, to-wit:

Beginning at the Northwest corner of said Lot # 40; thence N 90°-00' W (assumed bearing) on and along the Westerly projection of the North line of said Lot # 40, a distance of 48.1 feet to a point situated 1.0 feet East of an existing concrete sidewalk; thence S 10°-58' E, and parallel to said sidewalk, 101.0 feet to the point of curvature of a regular curve to the right having a radius of 256.2 feet; thence Southeasterly, on and along the arc of said curve and continuing 1.0 feet East of said Sidewalk, 51.1 feet (the chord of which bears S 05°-15' E for a length of 51.02 feet) to the Westerly projection of the North right-of-way line of Tillman Road as established by a dedication of right-of-way across said Lot # 40 as recorded at Document # 71-13783 in the Office of the Recorder of Allen County, Indiana; thence S 90°-00' E, on and along said Westerly projection of said North right-of-way line, being a line situated 40.0 feet (measured at right angles) North of and parallel to the centerline of Tillman Road, 153.0 feet to the Westerly line of said Lot # 40; thence Northwesterly, on and along said Westerly line, being also the Easterly right-of-way line of Decatur Road as defined by a regular curve to the right, having a radius of 1100.92 feet, an arc distance of 197.87 feet (the chord of which bears N 40°-39'-30" W, for a length of 197.6 feet) to the point of beginning, containing 0.326 acres of land.

all in accordance with the terms of Section 44, Chapter 174 of the Acts of 1947, of the General Assembly of the State of Indiana, as amended by Section 3 of Chapter 385 of the Acts of 1963 of the General Assembly of the State of Indiana, Indiana Code Section 18-7-5-46, and,

WHEREAS, notice of such public hearing will be given by due and proper publications thereof;

WHEREAS, said vacation of street has been routed thru the following departments: Street Engineering, Traffic Engineering, Water Engineering, Water Pollution Control Engineering Electrical Engineering, Park Board and thru the Public Utility Companies.

NOW THEREFORE, BE IT RESOLVED by the Fort Wayne Board of Public Works that the vacation of said public street hereinbefore described conforms to the general policy and pattern of development set out in the Master Plan of the City of Fort Wayne, Indiana.

BE IT FURTHER RESOLVED by the Board of Public Works that the vacation of said public street hereinbefore described be and the same is hereby approved.

BE IT FURTHER RESOLVED no public utility occupying and using said street or part thereof for the vacation and operation of its utility facilities shall be deprived of said use on account of these proceedings unless any said utility shall file a written consent to said vacation.

STATE OF INDIANA )  
COUNTY OF ALLEN ) SS:

I, Henry P. Kehrenberg Chairman of the Board of Public Works, do hereby certify that attached hereto is a full, true and correct copy of a resolution adopted by the Fort Wayne Board of Public Works following a Board of Works Meeting, held on May 16, 1977, and as the same appears of record in the office records of said Board of Public Works.

DATED THIS 16 DAY OF May, 1977

FORT WAYNE BOARD OF PUBLIC WORKS

Henry P. Kehrenberg  
Chairman

Edward H. LaMar  
Member

May G. Scott  
Member

PETITION TO VACATE PART OF FORMER DECATUR ROAD

TO: THE CITY PLAN COMMISSION, CITY OF FORT WAYNE, INDIANA  
THE BOARD OF WORKS, CITY OF FORT WAYNE, INDIANA

The undersigned petitioners do hereby respectfully petition the Fort Wayne City Plan Commission and the Board of Public Works to vacate that portion of Old Decatur Road within the City of Fort Wayne, Indiana adjoining Lot #40 in Gardendale Addition to the City of Fort Wayne, Indiana on the west described in the attached Certificate of Survey.

In support thereof, your petitioners would represent as follows:

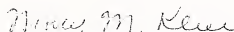
1. That they are the owners of Lot #40 in Gardendale Addition to the City of Fort Wayne, Indiana which the aboved described real estate on the east.
2. That Decatur Road was moved from its former location and now adjoins the above real estate on the west leaving the area between the new location of Decatur Road and Lot #40 in Gardendale Addition to the City of Fort Wayne, Indiana as part of a street right-of-way which is no longer occupied and used for street purposes.
3. The City of Fort Wayne, Indiana has agreed through its Board of Public Works to sell the above described real estate and desire to obtain the vacation of said street so as to be able to convey a merchantable title to the undersigned.
4. That no other person, firm or corporation is interested in or affected by the request of the vacation.
5. That the maintenance of said street is not necessary or advantageous to the growth of the City of Fort Wayne, and that it would be to the best interest of the City and the citizens thereof to vacate the same.

Your petitioners file this petition pursuant to the authority granted in Indiana Code Section 18-7-5-46 in order to vacate the vacation as above described.

WHEREFORE, your petitioners pray that the above described street be vacated according to the provisions of the Indiana Law pertaining thereto.

Dated this 11 day of February, 1977.

  
Leo A. Klier

  
Nancy M. Klier



## THE CITY OF FORT WAYNE

COMMUNITY DEVELOPMENT & PLANNING

CITY-COUNTY BUILDING • ONE MAIN STREET • FORT WAYNE, INDIANA 46802

June 29, 1977

### COMMUNICATIONS FROM CITY PLAN COMMISSION

The Common Council of the  
City of Fort Wayne  
City-County Building  
One Main Street  
Fort Wayne, Indiana 46802

Gentlemen and Mrs. Schmidt:

Attached hereto is the recommendation of the City Plan Commission on one (1) ordinance concerning the amendment of the Zoning Ordinance (General Ordinance Number 2836, amending Chapter 36 of the Municipal Code of the City of Fort Wayne, Indiana, 1946). The proposed ordinance is designated as:

Bill No. Z-77-05-33

Respectfully submitted,

CITY PLAN COMMISSION

Certified and signed this  
29th day of June, 1977.

---

Joseph N. Adair  
Secretary

MADE A MATTER OF RECORD  
DATE 7-12-77  
CHARLES W. WESTERMAN, CITY CLERK



## THE CITY OF FORT WAYNE

COMMUNITY DEVELOPMENT & PLANNING  
CITY-COUNTY BUILDING • ONE MAIN STREET • FORT WAYNE, INDIANA 46802

June 29, 1977

Members of the Common Council  
City-County Building  
One Main Street  
Fort Wayne, Indiana 46802

Gentlemen and Mrs. Schmidt:

Attached hereto is a copy of a resolution pertaining to one (1) zoning ordinance amendment acted upon by the City Plan Commission at their regular meeting held June 27, 1977. In addition to the reasons outlined in the resolution, the following are additional remarks pertaining to the ordinance involved.

1. Bill No. Z-77-05-33
2. From "B1B" to "B3B"
3. Intended Use: A two car garage for the repairing of autos and light weight trucks
4. Plan Commission Recommendation: DO NOT PASS

This ordinance received a DO NOT PASS recommendation for the following reason:

- a. The uses permitted under the "B3B" Zoning classification are not compatible with the adjacent residential district.

If there are any questions with regard to this ordinance, please feel free to call on us.

Respectfully submitted,

COMMUNITY DEVELOPMENT AND PLANNING  
Division of Long Range Planning  
and Zoning

Gary F. Baeten  
Land Use Administrator

GFB:Pr  
ATT.

RESOLUTION OF ZONING ORDINANCE AMENDMENT RECOMMENDATION

WHEREAS, the Common Council of the City of Fort Wayne, Indiana, on May 24, 1977, referred a proposed zoning map amendment to the City Plan Commission which proposed ordinance was designated as Bill No. Z-77-05-33; and,

WHEREAS, the required notice of public hearing on such proposed ordinance has been published as required by law; and,

WHEREAS, the City Plan Commission conducted a public hearing on such proposed ordinance on June 20, 1977;

NOW THEREFORE, BE IT RESOLVED that the City Plan Commission does hereby recommend that such proposed ordinance DO NOT PASS for the reasons that no need has been shown for the Land Use Plan to be amended, the amendment will not be in the best interest of and benefit to the area involved and of and to the City, and the amendment will be detrimental to and conflicts with the overall City Plan; and,

BE IT FURTHER RESOLVED that the Secretary is hereby directed to present a copy of this resolution to the Common Council at its next regular meeting.

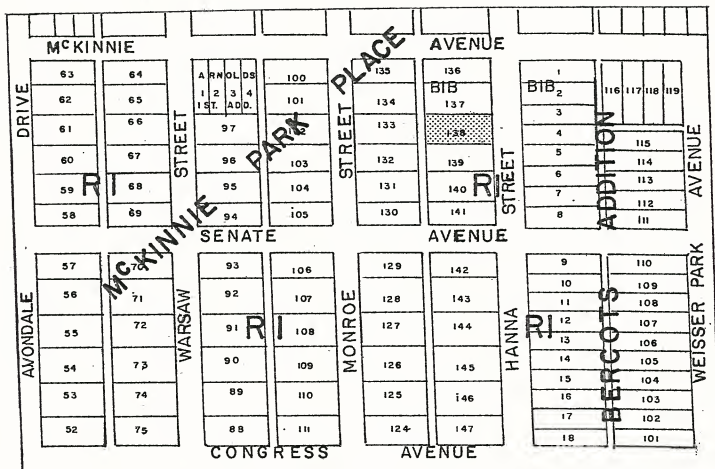
This is to certify that the above is a true and exact copy of a resolution adopted at the meeting of the Fort Wayne City Plan Commission held June 27, 1977.

Certified and signed this  
29th day of June, 1977.

*Joseph N. Adair*

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Joseph N. Adair  
Secretary



REZONE FROM B-1-B TO B-3-B

Map Drawn 5-10-77

2-77-05-33

120

MAP NO. B-8

President of the Common Council  
City of Fort Wayne, Indiana

Gentlemen:

Attached herewith are authenticated copies of the Board of Public  
Safety Regulatory Resolution Numbers: 27/77/E, 28/77E, 29/77/E, 30/77/D

For the Purpose of enforcement, please make this communication and  
the attached Regulatory Resolutions a matter of record and in-  
corporate them into the minutes of the next Common Council Meeting.

Respectfully submitted,



Albert N. Hepler, Chairman  
Board of Public Safety

MADE A MATTER OF RECORD  
DATE 12-17 CHARLES W. WESTERMAN, CITY CLERK

REGULATORY RESOLUTION NO 2777 /E

(Adopted July 11, 19 77.)

WHEREAS, Section 20(a) (3), Chapter 31, Municipal Code of the City of Fort Wayne, Indiana, as amended by General Ordinance No. G - 55 adopted FEB. 14 1961 authorizes the Board of Public Safety to make experimental regulations to cover special conditions; and,

WHEREAS, a special condition has arisen justifying the Experimental Regulation hereinafter ordered, with regard to NO PARKING (EMERGENCY), DELETE: NO PARKING (EMERGENCY)

\_\_\_\_\_ ; and,

WHEREAS, the City Traffic : Engineer has, by written memorandum dated June 27 & 29, 19 77, submitted to this Board his advice with regard to the regulation hereinafter adopted, which written memorandum is on file in the office of this Board;

NOW THEREFORE, BE IT RESOLVED BY THE BOARD OF PUBLIC SAFETY OF THE CITY OF FORT WAYNE, INDIANA:

That, pursuant to the authority granted to this Board by Section 20 (a) (3) of Chapter 31 of the Municipal Code of the City of Fort Wayne, Indiana 1946, as amended by General Ordinance No G - 55. adopted FEB. 14, 1961. to make experimental regulations to cover special conditions, it is hereby ordered, effective July 11

19 77, and for a period of sixty (60) days thereafter, and when signs are erected pursuant hereto giving notice thereof, that THE FOLLOWING BE ESTABLISHED:

NO PARKING (EMERGENCY)

Wilt St. -- north side -- from Broadway to Nelson St.

Randolph St. -- north side -- from the first alley west of Spy Run Ave.  
(160 Ft.) to the western terminus.

Vance Ave. -- south side -- from Kingsley Dr. to Reed Rd.

DELETE:  
NO PARKING (EMERGENCY)

Wilt St. -- south side -- from Broadway to Nelson St.

RETURN CERTIFICATE

(Regulatory Resolution No. 27/77 / E )

I hereby certify that I did this 11th day of July, 19 77 deliver to each, the City Traffic Engineer, the Chief of Police, the City Attorney, The City Clerk and the President of the Common Council of the City of Fort Wayne, Indiana, respectively, a copy of the within Regulatory Resolution No. 27/77 / E of the Board of Public Safety of the City of Fort Wayne, duly certified by me as Secretary of said Board, in accordance with the provisions of Section 20 (a) of Chapter 31, Municipal Code of the City of Fort Wayne, Indiana 1946, as amended by General Ordinance G-55, adopted FEB. 14, 1961.

John C. Hewson

*B.H.*

EXECUTIVE SECRETARY

REGULATORY RESOLUTION NO 28/77 /E

(Adopted July 11 , 1977.)

WHEREAS, Section 20(a) (3), Chapter 31, Municipal Code of the City of Fort Wayne, Indiana, as amended by General Ordinance No. G-55 adopted FEB. 14 1961 authorizes the Board of Public Safety to make experimental regulations to cover special conditions; and,

WHEREAS, a special condition has arisen justifying the Experimental Regulation hereinafter ordered, with regard to RENEW & EXTEND REGULATORY RESOLUTION 21/77/E;  
STOP INTERSECTION (EMERGENCY), DELETE: STOP

INTERSECTION (EMERGENCY)

\_\_\_\_\_ ; and,

WHEREAS, the City Traffic : Engineer has, by written memorandum dated June 28 , 19 77 , submitted to this Board his advice with regard to the regulation hereinafter adopted, which written memorandum is on file in the office of this Board;

NOW THEREFORE, BE IT RESOLVED BY THE BOARD OF PUBLIC SAFETY OF THE CITY OF FORT WAYNE, INDIANA:

That, pursuant to the authority granted to this Board by Section 20 (a) (3) of Chapter 31 of the Municipal Code of the City of Fort Wayne, Indiana 1946, as amended by General Ordinance No G-55. adopted FEB. 14, 1961. to make experimental regulations to cover special condi-

tions, it is hereby ordered, effective July 11 ,

19 77 , and for a period of sixty (60) days thereafter, and when signs are erected pursuant hereto giving notice thereof, that THE FOLLOWING BE ESTABLISHED:

STOP INTERSECTION (EMERGENCY)

Wilt St.	-- stop --	for Van Buren St.
Wilt St.	-- stop --	for Jackson St.
Rockhill St.	-- stop --	for Wilt St.

DELETE:  
STOP INTERSECTION (EMERGENCY)

Beaver Ave.	-- stop --	for Oakdale Dr.
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RETURN CERTIFICATE

(Regulatory Resolution No. 28/77 / E )

I hereby certify that I did this 11th day of July, 1977 deliver to each, the City Traffic Engineer, the Chief of Police, the City Attorney, The City Clerk and the President of the Common Council of the City of Fort Wayne, Indiana, respectively, a copy of the within Regulatory Resolution No. 28/77 / E of the Board of Public Safety of the City of Fort Wayne, duly certified by me as Secretary of said Board, in accordance with the provisions of Section 20 (a) of Chapter 31, Municipal Code of the City of Fort Wayne, Indiana 1946, as amended by General Ordinance G-55, adopted FEB. 14, 1961.

John C. Hewson

B.H.  
EXECUTIVE SECRETARY

REGULATORY RESOLUTION NO. 29/77/E

(Adopted July 11, 1977)

WHEREAS, Section 20(a) (3), Chapter 31, Municipal Code of the City of Fort Wayne, Indiana, as amended by General Ordinance No. G -55 adopted FEB. 14 1961 authorizes the Board of Public Safety to make experimental regulations to cover special conditions; and,

WHEREAS, a special condition has arisen justifying the Experimental Regulation hereinafter ordered, with re-  
RENEW & EXTEND REGULATORY RESOLUTION 22/77/E:  
gard to NO PARKING (EMERGENCY)

---

\_\_\_\_\_ ; and,

WHEREAS, the City Traffic : Engineer has, by written memorandum dated June 30, 19 77, submitted to this Board his advice with regard to the regulation hereinafter adopted, which written memorandum is on file in the office of this Board;

NOW THEREFORE, BE IT RESOLVED BY THE BOARD OF PUBLIC SAFETY OF THE CITY OF FORT WAYNE, INDIANA:

That, pursuant to the authority granted to this Board by Section 20 (a) (3) of Chapter 31 of the Municipal Code of the City of Fort Wayne, Indiana 1946, as amended by General Ordinance No G -55. adopted FEB. 14. 1961. to make experimental regulations to cover special condi-

tions, it is hereby ordered, effective July 11,

19 77, and for a period of sixty (60) days thereafter, and when signs are erected pursuant hereto giving notice thereof, that THE FOLLOWING BE ESTABLISHED:

NO PARKING (EMERGENCY)

Fairfield Ave. -- west side -- from Dewald St. to Creighton Ave.

RETURN CERTIFICATE

(Regulatory Resolution No. 29/77 /E)

I hereby certify that I did this 11th day of July, 1977 deliver to each, the City Traffic Engineer, the Chief of Police, the City Attorney, The City Clerk and the President of the Common Council of the City of Fort Wayne, Indiana, respectively, a copy of the within Regulatory Resolution No. 29/77 /E of the Board of Public Safety of the City of Fort Wayne, duly certified by me as Secretary of said Board, in accordance with the provisions of Section 20 (a) of Chapter 31, Municipal Code of the City of Fort Wayne, Indiana 1946, as amended by General Ordinance G-55, adopted FEB. 14, 1961.

*John C. Hewson*

EXECUTIVE SECRETARY

*B.L.*

REGULATORY RESOLUTION NO. 30/77 /D

(Adopted        July        11, 19 77)

WHEREAS, Section 20 (a) (2), Chapter 31, Municipal Code of the City of Fort Wayne, Indiana, as amended by General Ordinance No. G-55, adopted FEB. 14, 1961, authorizes the Board of Public Safety to make regulations to carry out its delegated authority thereunder; and,

WHEREAS, Section 14 of said chapter as so amended delegates to this Board authority to PREFERENTIAL INTERSECTION (DELEGATED)

\_\_\_\_\_

\_\_\_\_\_

\_\_\_\_\_ ; and,

WHEREAS, the City Traffic Engineer has, by written memorandum dated        June 27, 19 77, submitted to this Board his advice with regard to the regulation hereinafter adopted, which written memorandum is on file in the office of this Board;

NOW THEREFORE, BE IT RESOLVED BY THE BOARD OF PUBLIC SAFETY OF THE CITY OF FORT WAYNE, INDIANA:

That, pursuant to the authority delegated to this Board by Section 14 of Chapter 31, Municipal Code of the City of Fort Wayne, Indiana 1946, as amended by General Ordinance No G-55 adopted FEB. 14. 1961. it is hereby ordered, effective        July        11, 19 77, and when signs are erected pursuant hereto giving notice thereof, that **THE FOLLOWING BE ESTABLISHED:**

PREFERENTIAL INTERSECTION (DELEGATED)

Hamilton Ave.	-- preferential	-- at Monroe St.
Monroe St.	-- preferential	-- at Gumpfer Ave.
Oliver St.	-- preferential	-- at Smith St.
Fairfax Dr.	-- preferential	-- at Smith St.

RETURN CERTIFICATE

(Regulatory Resolution No. 30/77 /0)

I hereby certify that I did this 11th day of July, 19 77 deliver to each, the City Traffic Engineer, the Chief of Police, the City Attorney, The City Clerk and the President of the Common Council of the City of Fort Wayne, Indiana, respectively, a copy of the within Regulatory Resolution No. 30/77 /0 of the Board of Public Safety of the City of Fort Wayne, duly certified by me as Secretary of said Board, in accordance with the provisions of Section 20 (a) of Chapter 31, Municipal Code of the City of Fort Wayne, Indiana 1946, as amended by General Ordinance G-55, adopted FEB. 14, 1961.

John C. Hewson *B.G.*  
EXECUTIVE SECRETARY



## THE CITY OF FORT WAYNE

CITY-COUNTY BUILDING • ONE MAIN STREET • FORT WAYNE, INDIANA 46802

room 122

fredrick r. hunter

councilman, 4th district

July 7, 1977

City Clerks Office  
1st Floor City-County Bldg.  
Fort Wayne, Indiana

Gentlemen and Mrs. Schmidt:

I regret that I am unable to attend  
the council meeting Tuesday, July 12,  
because I will be out of the city.

Yours very truly,

Fred Hunter  
Councilman, 4th District

FRH:cp

MADE A MATTER OF RECORD  
DATE 7-12-77 CHARLES W. WESTERMAN, CITY CLERK

THE COUNCIL THEN ADJOURNED.

CERTIFICATE

I hereby certify that I am the duly elected, acting and incumbent City Clerk of the City of Fort Wayne, Indiana and as such the custodian of the records of the Common Council of said City and that the above and foregoing is the true, full and complete record of the proceedings of the Common Council of the City of Fort Wayne, Indiana for its Regular Session, held on Tuesday the 12th day of July, 19 77 that the numbered ordinances and resolutions shown therein were duly adopted by said Common Council on said date and were presented by me to the Mayor of the City of Fort Wayne and were signed and approved or disapproved by said Mayor as and on the dates shown as to each such ordinance and resolution respectively; and that all such records, proceedings, ordinances and resolutions remain on file and record in my office.

WITNESS my hand and the official seal of the City of Fort Wayne, Indiana, this 13th day of July, 19 77.

\_\_\_\_\_  
Charles W. Westerman  
City Clerk